

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI

RODNEY JONES AND WIFE,
DEANGELA BATTLE

PLAINTIFFS

V.

CIVIL ACTION NO.: 3:20-CV-308-MPM-RP

THE RAYMOND CORPORATION

PLAINTIFFS' SECOND SUPPLEMENT TO DESIGNATION OF EXPERT WITNESSES

COME NOW the Plaintiffs, Rodney Jones and wife, Deangela Battle, by and through counsel, and files this Second Supplement to the designation of expert witnesses pursuant to Federal Rule of Civil Procedure 26 to provide testimony on their behalf at the trial of the above cause:

1. The Plaintiffs designate John E. Meyer, Ph.D. PE, principal engineer Edison Engineering, 40W373 Edgar Lee Masters Lane, Saint Charles, Illinois 60175, 630.723.9547, to be offered as an expert in the field of mechanical engineering to offer opinions to the effect that the subject forklift does not comply with applicable safety standards both domestic and international, that the subject forklift is unreasonably dangerous, that Defendant has not conducted itself in compliance with applicable design standards and practices, how the event occurred, how the subject forklift is unreasonably dangerous, and that there are reasonable design alternatives that could have and should have been implemented that would have eliminated or greatly reduced the likelihood of injury without negatively affecting the utility of the forklift. In addition, Dr. Meyer will testify that the reasons relied upon by Defendant for its design choices are not consistent with best or standard engineering practices. The substance of the facts and opinions to which he is expected to testify and the grounds on which his opinions are based are in his original Rule 26 Report and are further

EXHIBIT

9

exhibitster.com

explained by his supplemental report attached hereto as Exhibit “A”. He may also testify in rebuttal to the Defendant’s experts and may rely upon testimony and/or deposition transcripts in this case.

DATED this, the 25 day of February, 2022.

MERKEL & COCKE, P.A.
Post Office Box 1388
Clarksdale, Mississippi 38614
Phone No.: (662) 627 – 9641
Fax No.: (662) 627 – 3592

By: /s/ Edward P. Connell, Jr.
Charles M. Merkel, Jr. (MSB #2884)
Edward P. Connell, Jr. (MSB #10647)
Yeager M. Bass (MSB #106098)

WARSHAUER LAW GROUP, P.C.
2740 Bert Adams Road
Atlanta, GA 30339
(404) 892-4900
(404) 892-1020 Fax

By: /s/ Michael J. Warshauer
Michael J. Warshauer (GB #018720)
Trent Shuping (GB #159083)
-Admitted Pro Hac Vice-

CERTIFICATE OF SERVICE

I, Yeager M. Bass., do hereby certify that I have on this date emailed via United a true and correct copy of the above and foregoing document to:

LIGHTFOOT, FRANKLIN & WHITE

J. Banks Sewell, Esq.

Rachel M. Lary, Esq.

400 20th Street North

Birmingham, Alabama 35203

P: 205.581.0700

bsewell@lightfootlaw.com

rlary@lightfootlaw.com

cstam@lightfootlaw.com

HUSCH BLACKWELL LLP

Francis H. LoCoco, Esq.

555 East Wells Street, Suite 1900

Milwaukee, Wisconsin 53202-3819

P: 414.273.2100

frank.lococo@huschblackwell.com

Attorneys for Defendant The Raymond Corporation

James Henry Jones, IV, Esq.

Markow Walker, PA

Post Office Drawer 50

Oxford, Mississippi 38655

Attorney for Intervenor

This, the 25th day of February, 2022.

/s/ Yeager M. Bass

Yeager M. Bass (MSB# 106098)